

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN

&

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 18635 of 2007(R)

PETITIONERS:

1. ANTONY MELTUS E.M., AGED 32 YEARS,
ELAVUNKAL HOUSE, ELAMAKKARA P.O. KOCHI-26,
ERNAKULAM DISTRICT.
2. JISHMY JAMES M.J., AGED 24 YEARS,
MADATHI PARAMBIL HOUSE, CHERANELLORE,
ERNAKULAM DISTRICT .

BY ADV. SRI.JOHNSON ABRAHAM
SRI.S.GOPINATHAN
SRI.NELSON ABRAHAM

RESPONDENTS:

THE MARRIAGE OFFICER, EDAPPALLY
SUB-REGISTRY OFFICE, EDAPPALLY P.O.

BY GOVT. PLEADER SRI. BENNY GERVASIS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 26/07/2007 ALONG WITH WP(C)NO.14185/07 AND CONNECTED
CASES, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WA 18635/07

APPENDIX

PETITIONERS' EXTS:

EXT.P1 TRUE PHOTOCOPY OF MARRIAGE CERTIFICATE ISSUED BY
ST.JAMES CHURCH, CHERANELLORE.

EXT.P2 TRUE PHOTOCOPY OF APPLICATION FOR REGISTRATION OF
MARRIAGE DATED 2.6.07 UNDER SEC.15 OF SPECIAL MARRIAGE ACT.

EXT.P3 TRUE PHOTOCOPY OF RELEVANT PAGES OF THE PASSPORT OF
THE FIRST PETITIONER.

S.SIRI JAGAN, J.
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W.P.C. No. 18635 OF 2007

Dated this the 18th day of June, 2007

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REFERENCE ORDER

Petitioners seeks registration of their marriage under the Special Marriage Act. 30 days statutory notice period would be over only in July. The petitioners seek a direction to the Marriage Officer to permit the petitioners to sign the Marriage Register and certificate. I do not think this can be done before the expiry of the notice period. The question as to whether the notice period itself can be waived, is pending consideration in a Writ Appeal. Therefore I feel that this case also have to be considered by the Division Bench. Place the matter before the Honourable Chief Justice for appropriate orders.

S.SIRI JAGAN
Judge.

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